



Georgia Department of Agriculture Aquaculture Program

Grant Application

2008 Aquaculture Grant Program Recovery Act

2008 Aquaculture Grant Program (Georgia Farming Operations Only)

Dear Georgia Aquaculture Producer:

Assistance can be granted to eligible aquaculture producers that suffered financial losses associated with high feed input costs during the 2008 calendar year.

The American Recovery and Reinvestment Act of 2009 under Section 102(d) authorizes up to \$50 million to implement the 2008 Aquaculture Grant Program (2008 AGP). The 2008 AGP is a Commodity Credit Corporation (CCC) funded program administered by the Farm Service Agency (FSA). Through the 2008 AGP, FSA will provide grants to State governments to assist eligible aquaculture producers that suffered losses associated with high feed input costs during the 2008 calendar year. State grant amounts were made based on the amount of aquaculture feed used in each state during the 2007 calendar year.

The amount of assistance an aquaculture producer may receive is based on:

- ***The producer's 2008 average feed price for the applicable aquaculture species, minus***
- ***The State's 2003-2007 five-year-average feed price for the applicable aquaculture species as established by the State***

Payment calculations will be determined by:

- ***The average 2008 price per ton minus the average 2003-2007 price per ton multiplied by the producer's tonnage purchased in 2008***

To apply for the Georgia 2008 Aquaculture Grant Program complete the application form, sign and return all required documents to the Georgia Department of Agriculture. It should be addressed to:

**Georgia 2008 Aquaculture Grant Program
Moreblessing Dzivakwe
Grant Administration Office
Georgia Department of Agriculture
19 Martin Luther King, Jr. Dr., SW
Suite 124B Atlanta, Georgia 30334-4201**

To participate in the program, your application form must be received or postmarked no later than: **August 14th, 2009.** No applications will be accepted after this date.

STATE GUIDELINES

Section I. In General

- a. The Georgia Department of Agriculture will carry out the 2008 Aquaculture Grant Program to provide assistance to eligible aquaculture industries in the state. Assistance provided under this program will be equivalent to the amount of funds provided the State by a grant from the U.S. Department of Agriculture made in accordance with Section 102(d) of the American Recovery and Reinvestment Act of 2009 (the “Act”)
- b. Assistance will be provided to eligible aquaculture producers of eligible aquaculture species through the provisions of checks issued to such producers by the Georgia Department of Agriculture. Such checks will be allocated to eligible aquaculture producers by the department and to be used by such producers for costs associated with their current aquaculture operation. Failure to comply with the terms and conditions of this program will subject the producer to a refund of any amounts received, plus interest and to other penalties under applicable civil and criminal law.

Section II. Definitions

The following words shall have the following meanings when used in these guidelines:

- a. ***Eligible Aquaculture Species*** means a species of aquaculture produced in the state for which feed is at least twenty-five percent of the total input costs associated with producing such species as determined by the State.
- b. ***Substantial Price Increase of Feed*** means an increase in the average price of feed sold to the producer of eligible aquaculture species that is 25 percent above the previous 5-year average, as determined by the Department.
- c. ***Eligible Aquaculture Producer*** means an individual or entity that—
 - 1) During 2009, raises an eligible aquaculture species in a controlled environment , maintains such species for commercial use as part of a farming operation and has a risk in the production of such species
 - 2) Produced an eligible aquaculture species during calendar year 2008
 - 3) Has been determined by the Georgia Department of Agriculture to have experienced a twenty-five percent price increase of feed costs in 2008
 - 4) Enters into a 2008 Aquaculture Grant Program Agreement with the Georgia Department of Agriculture and agrees to abide by the terms and conditions of the 2008 Aquaculture Grant Program
 - 5) Certifies that funds received by the producer under the 2008 Aquaculture Grant Program will be used for costs associated with their current aquaculture operation

Section III. Eligible Aquaculture Species

For the purposes of the 2008 Aquaculture Grant Program, Eligible Aquaculture species are the following species of fish:

- | | | | |
|------------|----------------|------------|----------|
| 1) Catfish | 2) Hybrid Bass | 3) Tilapia | 4) Other |
|------------|----------------|------------|----------|

Section IV. Implementation Agreements

In order to participate in the 2008 Aquaculture Grant Program, eligible aquaculture producers must enter into a 2008 Aquaculture Agreement with the Georgia Department of Agriculture. The Department of Agriculture will not allocate any grant payment to any aquaculture producers with the State unless such producer has submitted an executed 2008 Aquaculture Grant Program Agreement to the Georgia Department of Agriculture by **August 14th, 2009**.

Section V. Records and Audits

- a) Eligible Aquaculture producers that participate in the 2008 AGP shall—
 - 1) Maintain , for a period of 3 years after September 30, 2010, all records pertaining to the aquaculture operation during calendar years 2009
 - 2) Furnish such information and reports relating to the program as may be requested by the Georgia Department of Agriculture
 - 3) Forward to the Georgia Department of Agriculture copies of any and all records that support the receipt of assistance under the 2008 AGP
 - 4) Make such records available at all reasonable times for an audit or inspection by authorized representatives of the Georgia Department of Agriculture or of the United States Department of Agriculture or the Comptroller General of the United States
- b) Failure to keep or make available such record will result in a termination of eligibility under the program and any funds received under the program shall be refunded to the Georgia Department of Agriculture plus interest thereon as determined by the Georgia Department of Agriculture.

INSTRUCTIONS FOR COMPLETING PROGRAM APPLICATION

1.	Enter the name and address of the farming operation applying for assistance. Farming operation means a business enterprise engaged in the production of agricultural products that is operated by an individual, entity, or joint operation
2.	Enter the Tax ID # or SS #, DUN #, telephone #, Fax # and email address of the individual, partnership, legal joint venture, or corporation entered in Item 1. Use SS # only if entity does not have Tax ID #. Enter the name and phone number of the individual completing this application if different than the applicant
3.	Check "Yes" or "No" if you're an aquaculture producer in another state and list all states applicable.
4.	Place a check in the box that represents the eligible aquaculture species addressed in this application.
5.	Fill in the space that represents the eligible aquaculture species tonnage of feed purchased in 2008.
6.	b) Document at the applicable species the 2008 Average Feed Cost per Ton. c) Fill in the box the 2008 Average Feed cost per ton for the applicable aquaculture species. See #6b for reference. d) Fill in the box the 2008 total feed tons purchased for applicable species. See #5 for reference.
7.	Fill in the information and make calculations to determine amount producer is eligible for each species. Make a copy of <u>page 7</u> and complete question seven (7) for each aquaculture species that assistance is being requested.
8.	Check box if applying for more that \$100,000 payment limit.
16.	Make sure all Items are completed and have agreement signed and dated . Submit your application, other forms and documentation to the Georgia Department of Agriculture on or before August 14th, 2009 .

Georgia 2008 Aquaculture Grant Program
Moreblessing Dzivakwe
Grant Administration Office
Georgia Department of Agriculture
19 Martin Luther King, Jr. Dr., SW
Suite 124B Atlanta, Georgia 30334-4201

If you have questions, call the Georgia Department of Agriculture, Grants Office at 404-463-8875. You may send inquiries to grants@agr.state.ga.us.

ELIGIBILITY DETERMINATION

To determine eligibility for participation in the Georgia 2008 AGP please tick the answer that best applies to your aquaculture program. All of the following questions must be answered **YES** to be eligible for the 2008 AGP.

Did you raise an aquaculture species in a controlled environment during the 2008 calendar year?

Yes ☐ **No** ☐

Did you maintain the aquaculture species as part of a farming operation during the 2008 calendar year?

Yes ☐ **No** ☐

Did you have a financial risk in the production of such species during the 2008 calendar year?

Yes ☐ **No** ☐

As of the date of this application, are you currently raising such aquaculture species?

Yes ☐ **No** ☐

Did the 2008 feed costs for the aquaculture species for which you are applying assistance for represent at least 25% of the total input costs for the aquaculture operation?

Yes ☐ **No** ☐

Did you experience at least a 25% price increase of 2008 feed costs above the State's previous 5 year average (2003-2007) for such applicable species? (A 25% price increase for a species is determined by multiplying the State's 5 year average by 1.25.)

Yes ☐ **No** ☐ **Refer to page 7 item 6b**

Did your adjusted gross income, as computed under 7 CFR Part 1400, average **less** than \$2.5 million for calendar years 2005-2007?

Yes ☐ **No** ☐

Signature of Authorized Representative

Date

Title



2008 Aquaculture Grant Program Agreement

Georgia Department of Agriculture

THIS AGREEMENT, made and entered into by and between the Georgia Department of Agriculture and

1) Name of Farming Operation:	2) TAX ID <u>or</u> Social Security #:																
Contact:	DUNS#:																
P.O. Box / Street:	Phone # : FAX#:																
City/State/Zip:	Email :																
3) Are you an aquaculture producer in another state? yes <input type="checkbox"/> no <input type="checkbox"/> If yes, list all states applicable.	4) Applicable species of aquaculture: <input type="checkbox"/> Catfish <input type="checkbox"/> Tilapia <input type="checkbox"/> Hybrid Bass <input type="checkbox"/> Other _____																
5) <u>2008 Tonnage Information:</u> a) Catfish: _____ (tons) b) Tilapia: _____ c) Hybrid Bass: _____ d) Other: _____ <u>* Feed documentation required with application</u>	7) <u>Calculation Determination:</u> <div style="text-align: right;"> Your 2008 average feed price/ton <input style="width: 100px;" type="text"/> (See 6c) </div> <div style="text-align: right; margin-top: 10px;"> MINUS </div> <div style="text-align: right;"> GA 5 year average for each specie <input style="width: 100px;" type="text"/> (See 6a) </div> <div style="text-align: right; margin-top: 5px;"> = </div> <div style="text-align: right; margin-top: 10px;"> Payment Rate <input style="width: 100px;" type="text"/> </div> <div style="text-align: right; margin-top: 10px;"> X </div> <div style="text-align: right; margin-top: 10px;"> Your total 2008 total feed tons <input style="width: 100px;" type="text"/> (See 6d) </div> <div style="text-align: right; margin-top: 10px;"> = </div> <div style="text-align: right; margin-top: 10px;"> Amount producer is eligible before applying payment limitation & payment factor is applicable <input style="width: 100px;" type="text"/> </div> <div style="margin-top: 20px;"> TO BE COMPLETED BY GDA Amount producer is eligible after payment limitations & payment factor is applicable <div style="background-color: #808000; width: 100px; height: 20px; display: inline-block; margin-left: 10px;"></div> </div>																
6) <u>Feed Information:</u> a) GA 5 year average (2003-2007) per species: Catfish - \$257/ton Tilapia - \$514/ton Hybrid Bass - 410/ton Other - \$393/ton	8) <input type="checkbox"/> Check if applying for more than the \$100,000 payment limit. The payment limitation shall be applied to an applicant based on the applicant's business structure as it existed during the 2008 calendar year.																
b) <u>Loss Determination:</u> The producer's 2008 average feed cost must exceed the following per specie to be eligible: <div style="text-align: center;"> Producer 2008 Average Feed Cost per Ton </div> <table style="width: 100%; border: none;"> <tr> <td style="width: 15%;">Catfish:</td> <td style="width: 15%;">\$257 x 1.25 =</td> <td style="width: 15%;">\$320.25</td> <td style="width: 15%;">.....</td> </tr> <tr> <td>Tilapia:</td> <td>\$514 x 1.25 =</td> <td>\$643.00</td> <td>.....</td> </tr> <tr> <td>Hybrid Bass:</td> <td>\$410 x 1.25 =</td> <td>\$512.00</td> <td>.....</td> </tr> <tr> <td>Other:</td> <td>\$393 x 1.25 =</td> <td>\$491.25</td> <td>.....</td> </tr> </table>	Catfish:	\$257 x 1.25 =	\$320.25	Tilapia:	\$514 x 1.25 =	\$643.00	Hybrid Bass:	\$410 x 1.25 =	\$512.00	Other:	\$393 x 1.25 =	\$491.25	c) Your 2008 Average Feed Cost per Ton: See (#6b) <input style="width: 100px;" type="text"/> d) Your 2008 total feed tons: <input style="width: 100px;" type="text"/> for applicable species See (#5)
Catfish:	\$257 x 1.25 =	\$320.25														
Tilapia:	\$514 x 1.25 =	\$643.00														
Hybrid Bass:	\$410 x 1.25 =	\$512.00														
Other:	\$393 x 1.25 =	\$491.25														

9. TERM OF AGREEMENT: Beginning with the 2009 calendar year through September 30, 2010.

10. COMPLIANCE WITH PROGRAM. PRODUCER agrees to comply with the terms and conditions of the 2008 AGP as specified by the STATE.

11. RECORDS AND AUDITS. PRODUCER agrees to maintain, for a period of 3years after September 30, 2010, all records pertaining to the aquaculture operation during the term of this agreement. PRODUCER agrees to furnish such information and reports relating to this Agreement as may be requested by the STATE. Periodically, the STATE may require PRODUCER to forward to the STATE copies of any and all records that support the PRODUCER'S receipt of assistance under the 2009 AGP. The records required to be maintained by PRODUCER shall be available at all reasonable times for an audit or inspection by authorized representatives of the STATE or of the United States Department of Agriculture, or the Comptroller General of the United States. Failure to keep, or make available, such records will result in termination of the Agreement by STATE and refund to STATE of all funds received, plus interest thereon, as determined by the STATE.

12. APPLICABLE LAWS. The provisions of this Agreement are subject to all applicable laws and authorities, including section 102(d) of the Economic Recovery Act of 2009.

13. SCHEME OR DEVICE. If the PRODUCER is suspected by the STATE to have knowingly: 1) adopted any scheme or device which violates this Agreement; 2) made any fraudulent representation; 3) misrepresented any facts affecting a determination under this Agreement; or 4) otherwise violated the terms and conditions of the 2008 AGP, the STATE will notify the appropriate investigating agencies of the STATE and the United States Department of Agriculture and may terminate the Agreement with a full refund of all benefits received there under, plus interest, and the producer will be subject to penalties under applicable civil and criminal laws.

14. TERMINATION OF AGREEMENT. This agreement will continue in force unless terminated in writing by STATE or by mutual agreement of the parties. The STATE may terminate this Agreement without prior written notice when required to do so by programmatic requirements, expiration of authorizing legislation or authority, or the exhaustion of funds.

15. PRODUCER CERTIFICATIONS AND SIGNATURES. PRODUCER hereby certifies as follows:

- a. *This agreement and all supporting documents (as required) are submitted in accordance with the 2008 AGP ;*
- b. *For 2009, PRODUCER is raising the applicable aquaculture species in a controlled environment, maintain such eligible species for commercial use as part of a farming operation, and have a risk in the production of such eligible species*
- c. *For 2008, PRODUCER raised the applicable aquaculture species in a controlled environment, maintained such eligible species; and*
- d. *Feed costs represented at least twenty-five percent of the total input costs for such aquaculture operation;*
- e. *The producer will not apply for or receive any assistance covered by the Supplemental Agricultural Disaster Assistance Programs established under section 532 of the Federal Crop Insurance Act and section 901 of the Trade Act of 1974 (these programs include the Emergency Assistance for Livestock, Honey Bees and Farm Raised Fish (ELAP), Livestock Forage Disaster Program 9LFP), Livestock Indemnity Program (LIP), Supplemental Revenue Assistance Program (SURE) and Tree Assistance Program (TAP) for any losses in 2008 relating to the same species of aquaculture.*
- f. *Records on file for the producer at an applicable Farm Service Agency county office show:*
 - i) *That their average adjusted gross income does not exceed \$2.5 million for the three preceding tax years (2005-2007), as calculated under regulations in 7 CFR Part 1400; and*
 - ii) *Compliance with the conservation compliance eligibility provisions for other programs found at 7 CFR Part 12. 7 CFR Part 12 is available at http://ecfr.gpoaccess.gov/cgi/t/text/text-idx?c=ecfr&tpl=/ecfrbrowse/Title07/7cfr12_main_02.tpl*
- g. *I am a principal in the PROCUDER and I am fully authorized to make and sign this Agreement on behalf of PRODUCER; and*
- h. *Funds received under the 2008 AGP will be used for costs associated with such aquaculture operation:*
- i. *The statements made on this application and all 2008 AGP documents are true and correct;*
- j. *I have read and understand all the provisions of this Agreement and agree to the terms and conditions herein, I further agree that any false statements made as a part of the 2008 AGP application, or any other documents pertaining to the 2008 AGP documents, can be the subject of substantial civil and/or criminal liability and sanctions.*

Print Name of Applicant:	Title:
Authorized Signature:	Date

16. REQUIRED DOCUMENTATION. PRODUCER certifies they will provide the following required documentation to be considered for funding;

- a. A producer will provide a signed verification letter from the feed provider verifying the tons of feed applicant purchased in 2008, average price per ton producer paid in 2008 and a 2008 tonnage report.
- b. W-9
- c. Form CCC-502 Farm Operating Plan for Payment Eligibility Review Form, to verify "person" determination
- d. Form CCC-526 2008 Payment Eligibility Average Adjustment Gross Income Certification Form
- e. AD-1026 Highly Erodible Land Conservation and Wetland Conservation Certification Form

17. PRIMARY STATE CONTACT. Should any dispute or question arise concerning the implementation of this Agreement or the 2008 Aquaculture Grant Program, PRODUCER should contact the STATE official listed below:

18. STATE APPROVAL. This Agreement is executed by the Georgia Department of Agriculture and shall be effective on the date indicated below,

On Behalf of State of Georgia

Effective Date

SIGNED AGREEMENT. A signed copy of this agreement shall be sent to the following **STATE CONTACT** on or before **August 14th 2009**. STATE official to receive agreement:

Moreblessing Dzivakwe
Grants Administrator
Georgia Department of Agriculture
19 Martin Luther King Jr Dr SW
Suite 124B Atlanta, GA 30334
Phone: 404-463-8875 Fax: 404-651-7612
E: mdzivak@agr.state.ga.us